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*Counsel for Plaintiff William Fleming*

6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 WILLIAM FLEMING, an individual,

9 Case. No.: 2:23-cv-00177-RFB-EJY

10 Plaintiff,

11 vs.

12 LAS VEGAS METROPOLITAN POLICE  
 13 DEPARTMENT, a Municipal Corporation;  
 OFFICER JAVON CHARLES, an individual;  
 OFFICER TIMOTHY NYE, an individual;  
 OFFICER GABRIEL LEA, an individual;  
 OFFICER CODY GRAY, an individual;  
 OFFICER SUPREET KAUR, as an  
 individual; OFFICER HALEY ANDERSEN,  
 as an individual; SERGEANT JOHN  
 JOHNSON, as an individual; CAPTAIN  
 DORI KOREN, as an individual; OFFICER  
 RICHARD PALACIOS, as an individual;  
 OFFICER PATRICK WHEARTY, as an  
 individual; OFFICER WOOD, as an  
 individual; DOE OFFICERS I – X,  
 individuals.

22 Defendants.

**STIPULATION AND ORDER TO  
 EXTEND DEADLINES TO AMEND  
 COMPLAINT**

**(SECOND AND FOURTH REQUEST)**

23 Plaintiff William Fleming (“Plaintiff”), by and through his respective counsel, and  
 24 Defendants, the Las Vegas Metropolitan Police Department (“LVMPD”), Officer Javon  
 25 Charles, Officer Timothy Nye, Officer Gabriel Lea, Officer Cody Gray, Officer Supreet  
 26 Kaur, Officer Haley Andersen, Sergeant John Johnson, Captain Dori Koren, Officer Richard  
 27 Palacios, Officer Patrick Whearty, Officer Wood, and Doe Officers I – X (collectively,  
 28 “LVMPD Defendants”), by and through their respective counsel, (collectively the “Parties”)

1 hereby stipulate to the following:

2       1. To facilitate efficiency, Plaintiff intends to amend the operative complaint  
3 to address the Court's Order on Defendants' Motion to Dismiss (ECF No. 35) and to add  
4 names / defendants.

5       2. On October 12, 2023, Plaintiff propounded discovery to LVMPD seeking,  
6 *inter alia*, the identification of officers involved in the incidents at issue. Counsel for  
7 LVMPD has had to seek multiple extensions of the deadline for those responses due to  
8 personal family reasons and illness. LVMPD's discovery responses are currently due on  
9 November 30, 2023

10      3. The Parties agree that, accordingly, the deadline to amend Plaintiff's  
11 complaint to add facts supporting Plaintiff's malicious prosecution claim and the deadline  
12 to add parties to Plaintiff's complaint shall be extended to December 14, 2023

13      4. This is the second request for an extension of the deadline to amend  
14 Plaintiff's complaint to add facts supporting Plaintiff's malicious prosecution claim.

15      5. This is the fourth request for an extension of the deadline to amend and add  
16 parties to Plaintiff's complaint, counting extensions granted pursuant to stipulations  
17 extending discovery deadlines in this matter granted on June 20, 2023 and August 2, 2023,  
18 and the Stipulated Order entered on November 14, 2023 (ECF No. 37).

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1           6. The Parties submit that the instant stipulation is being offered in good faith  
2 and to promote judicial efficiency, not for the purpose of delay.

3           IT IS SO STIPULATED.

4           Dated this 29<sup>th</sup> day of November, 2023.

5           MCLETCHE LAW

6           By: /s/ Margaret A. McLetchie

7           Margaret A. McLetchie, Esq.  
8           Nevada Bar No. 10931  
9           Leo S. Wolpert, Esq.  
10          Nevada Bar No. 12658  
11          602 South 10th Street  
12          Las Vegas, Nevada 89101  
13          Attorneys for Plaintiff William Fleming

14          Dated this 29<sup>th</sup> day of November, 2023.

15          MARQUIS AURBACH

16          By: /s/ Jackie V. Nichols

17          Craig R. Anderson, Esq.  
18          Nevada Bar No. 6882  
19          Jackie V. Nichols, Esq.  
20          Nevada Bar No. 14246  
21          10001 Park Run Drive  
22          Las Vegas, Nevada 89145  
23          Attorneys for LVMPD Defendants

24           **ORDER**

25             
26           UNITED STATES MAGISTRATE JUDGE

27           Dated: November 29, 2023